

CLOSED

**U.S. District Court
Eastern District of Michigan (Bay City)
CIVIL DOCKET FOR CASE #: 1:05-cv-10053-DML-CEB**

H. E. Services Company et al v. Delphi Automotive,
Incorporated
Assigned to: Honorable David M Lawson
Referred to: Honorable Charles E Binder
Demand: \$9,999,000
Cause: No cause code entered

Date Filed: 02/16/2005
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

H. E. Services Company

represented by **Russell C. Babcock**
Mastromarco & Jahn (Saginaw)
1024 N. Michigan Avenue
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

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Plaintiff

Robert Backie

represented by **Russell C. Babcock**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED



Victor J. Mastromarco, Jr.
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Manda L. Anagnost
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Delphi Automotive, Incorporated
TERMINATED: 05/19/2005

represented by **Arthur T. Lippert, Jr.**
Lippert, Humphreys (Saginaw)
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Suite 410A
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LEAD ATTORNEY
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Defendant

Delphi Automotive Systems, LLC

represented by **Arthur T. Lippert, Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/16/2005	<u>1</u>	COMPLAINT filed by H. E. Services Company, Robert Backie against Delphi Automotive, Incorporated ; Receipt No. 19124.(BSoc,) (Entered: 02/17/2005)
03/03/2005	<u>2</u>	SUMMONS Returned Executed. Delphi Automotive, Incorporated served on 2/25/2005, answer due 3/17/2005. (BSoc,) (Entered: 03/03/2005)
03/17/2005	<u>3</u>	MOTION to Dismiss by Delphi Automotive, Incorporated. (BSoc,)

		(Entered: 03/18/2005)
04/06/2005	<u>4</u>	NOTICE TO APPEAR: Scheduling Conference set for 5/3/2005 11:00 PM before Honorable David M Lawson. (CGre,) (Entered: 04/06/2005)
04/06/2005	<u>5</u>	NOTICE of hearing on <u>3</u> MOTION to Dismiss. Motion Hearing set for 5/3/2005 11:00 AM before Honorable David M Lawson. (CGre,) (Entered: 04/06/2005)
04/08/2005	<u>6</u>	STIPULATION re <u>3</u> MOTION to Dismiss <i>Stipulation to Extend Time for the filing of Plaintiffs' Response to Defendant's Motion to Dismiss</i> by H. E. Services Company, Robert Backie.(Babcock, Russell) (Entered: 04/08/2005)
04/11/2005	<u>7</u>	NOTICE of hearing on <u>3</u> MOTION to Dismiss. Motion Hearing reset for 5/19/2005 02:30 PM before Honorable David M Lawson. (TJac,) (Entered: 04/11/2005)
04/12/2005	<u>8</u>	ORDER to Extend Time to File Response re <u>6</u> Stipulation filed by H. E. Services Company and Robert Backie. Responses due by 4/18/2005. Signed by Honorable David M Lawson. (BSoc,) (Entered: 04/13/2005)
04/18/2005	<u>9</u>	RESPONSE to <u>3</u> MOTION to Dismiss filed by H. E. Services Company, Robert Backie. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit Exhibit 1- Case Law# <u>3</u> Exhibit Exhibit 2- correspondence dated 1-26-01# <u>4</u> Exhibit Exhibit 3- application to do business in MI# <u>5</u> Exhibit Exhibit 4- affidavit of Victor J. Mastromarco# <u>6</u> Exhibit Exhibit 5- email dated 11-10-05# <u>7</u> Exhibit Exhibit 6- emails dated 3-3-05 & 3-2-05)(Babcock, Russell) (Entered: 04/18/2005)
04/26/2005	<u>10</u>	REPLY to Response re <u>3</u> MOTION to Dismiss filed by Delphi Automotive, Incorporated. (BSoc,) (Entered: 04/27/2005)
04/27/2005	<u>11</u>	NOTICE TO APPEAR: Scheduling Conference reset for 5/19/2005 02:30 PM before Honorable David M Lawson. (TJac,) (Entered: 04/27/2005)
05/19/2005	<u>12</u>	ORDER granting <u>3</u> Motion to Dismiss and Allowing Amendment. Signed by Honorable David M Lawson. (CGre,) (Entered: 05/19/2005)
05/19/2005		Minute Entry -Motion Hearing held on 5/19/2005 re <u>3</u> MOTION to Dismiss filed by Delphi Automotive, Incorporated, before Honorable David M Lawson. (Court Reporter Charlene McLoughlin) (TJac,) (Entered: 05/20/2005)
06/09/2005	<u>13</u>	AMENDED COMPLAINT filed by all plaintiffs against Delphi Automotive Systems, LLC. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit One# <u>3</u> Exhibit One A# <u>4</u> Exhibit Two# <u>5</u> Exhibit Three# <u>6</u> Exhibit Four# <u>7</u> Exhibit Five# <u>8</u> Exhibit Six)(Babcock, Russell) (Entered: 06/09/2005)
06/20/2005	<u>14</u>	SUMMONS Returned Executed. Delphi Automotive Systems, LLC served on 6/13/2005, answer due 7/5/2005 (BSoc,) (Entered: 06/20/2005)

06/28/2005	<u>15</u>	NOTICE of Change of Attorney Information by H. E. Services Company, Robert Backie. (Westervelt, Manda) (Entered: 06/28/2005)
07/08/2005	<u>16</u>	REQUEST FOR CLERK'S ENTRY OF DEFAULT as to Delphi Automotive Systems, LLC, Delphi Automotive, Incorporated by Robert Backie. (Attachments: # <u>1</u> Exhibit Affidavit of Manda L. Anagnost) (Anagnost, Manda) (Entered: 07/08/2005)
07/11/2005	<u>17</u>	ANSWER to Amended Complaint with Affirmative Defenses by Delphi Automotive Systems, LLC.(BSoc,) (Entered: 07/12/2005)
07/12/2005	<u>18</u>	NOTICE OF DENIAL OF CLERK'S ENTRY OF DEFAULT as to Delphi Automotive Systems, LLC. (BSoc,) (Entered: 07/12/2005)
08/01/2005	<u>19</u>	MOTION for Default Judgment as to Delphi Automotive Systems, LLC by all plaintiffs. (Attachments: # <u>1</u> Exhibit A. Notice of Denial of Request for Clerk's Entry of Default)(Anagnost, Manda) (Entered: 08/01/2005)
08/02/2005	<u>20</u>	(ERROR: document is a SUPPLEMENTAL MOTION for court's entry of default and motion to set aside clerk's order denying default dated July 12, 2005) MOTION to Enforce Judgment <i>Supplemental</i> by all plaintiffs. (Anagnost, Manda) Modified on 8/3/2005 (DPer,). (Entered: 08/02/2005)
08/04/2005	<u>21</u>	RESPONSE to <u>20</u> MOTION to Enforce Judgment <i>Supplemental</i> , <u>19</u> MOTION for Default Judgment as to Delphi Automotive Systems, LLC filed by Delphi Automotive, Incorporated. (Lippert, Arthur) (Entered: 08/04/2005)
08/24/2005	<u>22</u>	MOTION to Dismiss by Delphi Automotive, Incorporated. (Lippert, Arthur) (Entered: 08/24/2005)
09/01/2005	<u>23</u>	MOTION for Default Judgment as to Delphi Automotive Systems, LLC <i>Second Supplement</i> by all plaintiffs. (Attachments: # <u>1</u> Exhibit 1) (Anagnost, Manda) (Entered: 09/01/2005)
09/06/2005	<u>24</u>	RESPONSE to <u>23</u> MOTION for Default Judgment as to Delphi Automotive Systems, LLC <i>Second Supplement</i> filed by Delphi Automotive Systems, LLC. (Attachments: # <u>1</u> Exhibit Affidavit of Janet M. Silva)(Lippert, Arthur) (Entered: 09/06/2005)
09/13/2005	<u>25</u>	RESPONSE to <u>22</u> MOTION to Dismiss filed by all plaintiffs. (Attachments: # <u>1</u> Index of Exhibits # <u>2</u> Exhibit 1# <u>3</u> Exhibit 2)(Babcock, Russell) (Entered: 09/13/2005)
09/16/2005	<u>26</u>	SUPPLEMENTAL BRIEF re <u>19</u> MOTION for Default Judgment as to Delphi Automotive Systems, LLC <i>3rd Supplement</i> filed by all plaintiffs. (Attachments: # <u>1</u> Exhibit Affidavit of Maser - Consumers)(Anagnost, Manda) (Entered: 09/16/2005)
09/20/2005	<u>27</u>	NOTICE TO APPEAR: Scheduling Conference set for 11/2/2005 03:30 PM before Honorable David M Lawson. (CGre,) (Entered: 09/20/2005)

09/20/2005	<u>28</u>	NOTICE of hearing on <u>22</u> MOTION to Dismiss, <u>23</u> MOTION for Default Judgment as to Delphi Automotive Systems, LLC <i>Second Supplement</i> . Motion Hearing set for 11/2/2005 03:30 PM before Honorable David M Lawson. (CGre,) (Entered: 09/20/2005)
09/27/2005	<u>29</u>	REPLY to Response re <u>22</u> MOTION to Dismiss filed by Delphi Automotive, Incorporated. (Attachments: # <u>1</u> Exhibit A - Affidavit of Marjorie Harris Loeb)(Lippert, Arthur) (Entered: 09/27/2005)
10/10/2005	<u>30</u>	(STRICKEN) OBJECTION to <i>Deposition</i> by all plaintiffs. (Anagnost, Manda) Modified on 10/12/2005 (PPaul,). (Entered: 10/10/2005)
10/13/2005	<u>31</u>	SUGGESTION OF BANKRUPTCY Upon the Record <i>Notice of Delphi Automotive Systems, LLC's Filing of Chapter 11 Bankruptcy Petition</i> by Delphi Automotive Systems, LLC.(Lippert, Arthur) (Entered: 10/13/2005)
10/24/2005	<u>32</u>	ORDER ADMINISTRATIVELY CLOSING CASE pursuant to notice of bankruptcy, Signed by Honorable David M Lawson. (TJac,) (Entered: 10/24/2005)

PACER Service Center			
Transaction Receipt			
03/02/2006 14:24:26			
PACER Login:	mw0759	Client Code:	backie
Description:	Docket Report	Search Criteria:	1:05-cv-10053-DML-CEB
Billable Pages:	3	Cost:	0.24